THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.5283 OF 2006

Dated: 18-03-2006

BETWEEN

M/s. Parkins Textiles Private Limited,

Rep. by its authorized agent R. Gajendran,

Cahier, T. R. Kandriga Village,

Nagari Mandal, Chittoor District.

...PETITIONER

AND

The Superintendent of Police,

Chittoor, Chittoor District and

others.

...RESPONDENTS

ORDER:

Petitioner – mill seeks a Writ of Mandamus to declare the action of the respondents in not providing police protection for running the mill without any obstruction and enable it for inward and outward transportation of essential commodities and finished goods as illegal and arbitrary.

Learned counsel for the petitioner-mill submits that petitioner-mill is situated at Coimbatore

duly registered under the Companies Act and one of its manufacturing units is situated at T.R. Kandriga Village, Nagari Mandal, Chittoor District. He further submits that the Union Workers of the mill went on illegal strike on 14.12.2005 and they have been picketing the loyal workers from entering the premises and preventing inward and outward transportation of essential commodities life water, food, raw material and also outward transportation of finished goods. As they were indulging in violence, intimidation, coercion, obstruction, molestation and giving threat to life and property, the petitioner mill filed a suit O.S.No.19 of 2006 on the file of the Junior Civil Judge, Nagari along with an application in I.A.No.61 of 2006. The civil Court by order dated 24.02.2006 granted interim injunction against the workers on strike from making obstruction to the management employees and loyal workmen to enter into the petitioner's mill to carry out their daily business and the said injunction is valid and subsisting.

The learned counsel further submits that in spite of the said injunction order the workers are interfering with the petitioner's mill, as such, the petitioner filed a representation dated 05.03.2006 before the Inspector of Police, Nagari but no action has been taken. Therefore, the petitioner filed another representation dated 09.03.2006 before the Superintendent of Police, Chittoor District but no action has been taken, hence this writ petition.

Having regard to the facts and circumstances of the case and
as the third respondent is the concerned Officer in charge of the local police station, the third respondent is directed to consider and take appropriate action on the representation of the petitioner-mill dated 09.03.2006 in accordance with law for maintaining law and order, to protect the rights of the petitioner-mill and to prevent the illegal activities.

The writ petition is accordingly disposed of.

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V. ESWARAIAH, J

March 18, 2006

Note: Furnish C.C. of the order by 20.03.2006

(**B/o**)

DSK